

Message

From: Fregault, Garrett (BRI) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=GRFREGAULT]
Sent: 6/26/2009 7:41:24 PM
To: Saunders, Della (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=DELLA.SAUNDERS]; Corbett, Kate (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=KATE.CORBETT]
Subject: Drug Certs [REDACTED]

Dear Della and Kate:

I am prosecuting a drug case in Bristol Superior Court. The Defendant is alleged to have sold drugs to two undercover police officers. The sales were caught on video tape. With the Supreme Court's decision yesterday, it appears that I will need to call one or both of you to stand in my simple, and straight forward drug case.

Would you kindly forward me the following:

1. Your CV
2. A copy of the Lab notes for the analysis
3. A copy of the gas chromatograph / mass spectrometer results.

I am sorry to have to ask you for these items – I understand that you are all probably going to get a deluge of subpoenas for court appearances. I will ask the defense attorney if he and/or his client are willing to stipulate to the drug cert, but I have indicted the defendant as a habitual offender/subsequent offense and his sale to the undercover cops took place across the street from a playground and he is facing a min/man sentence of 35 yrs (this is not an exaggeration – as a habitual offender the court must impose the maximum sentence and the distribution charge is a 15 yr felony and the school zone is a 20 year felony that must run from and after the distribution charge), so I think that odds of a stipulation are slim.

My trial is scheduled for Aug. 24, 2009 in New Bedford. It will last 1-2 days.

Kindly let me know if you are available for testimony. I would also appreciate an opportunity to chat with you about this case and your expected testimony based upon this new case from the U.S. Supreme Court.

Thanks in advance.

Garrett

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